THE HON'BLE SRI JUSTICE P.S.NARAYANA

WRIT PETITION NO.9993 OF 2006

Between:

Anwar Basha @ S.Anwar S/o Abdul Sathar
Madanapalle, Chittoor District.

…Petitioner

A n d

The Commissioner, Madanapalle Municipal Corporation
Madanapalle Town, Chittoor District and another

….Respondents

Counsel for the petitioner : Sri Mahadeva Kanthrigala

Counsel for respondent No.1 : Sri S.I.Newton

Counsel for respondent No.2 : G.P for Revenue

DATED: 4.12.2006

ORDER:

The matter is coming up for admission.

This Court ordered notice before admission on 23.4.2006 and subsequent thereto, on 6.6.2006, interim order was granted.

The writ petition is filed for a writ of *mandamus* declaring the action of the 1st respondent in evicting the petitioner from the existing house bearing Door No.IV-119 D, Nursing Home Street, B.K.Palle, Madanapalle, Chittoor District as illegal and contrary to law and further to direct the respondents not to dispossess the petitioner from building bearing Door No.IV-119 D situate at Nursing Home Street, B.K.Palle, Madanapalle and such other suitable orders.

Several factual details are narrated in paras 2, 3, 4 and 5 of the affidavit filed in support of the petition. It is however stated that inasmuch as an alternative plot has been allotted by the second respondent; there is no question of considering the request of the petitioner.

In view of several factual details which had been narrated in the affidavit filed in support of the writ petition, this Court is of the considered opinion that the writ petition be disposed of giving liberty to the petitioner to raise appropriate objections before respondents 1 and 2 and respondents 1 and 2 to consider such objections which may

raised by the petitioner in relation thereto inclusive of the grounds if any raised in the present writ petition and pass appropriate orders in relation thereto. Until such exercise is made by the respondents, status quo as on today be maintained.

The writ petition is accordingly disposed of. No order as to costs.

P.S.NARAYANA, J

4th December, 2006

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